

Adopted

Rejected

## COMMITTEE REPORT

YES: 6

NO: 5

### MR. SPEAKER:

*Your Committee on Education, to which was referred Senate Bill 324, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1       Page 1, between the enacting clause and line 1, begin a new
- 2       paragraph and insert:
- 3       "SECTION 1. IC 5-13-6-1 IS AMENDED TO READ AS
- 4       FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 1. (a) All public funds
- 5       paid into the treasury of the state or the treasuries of the respective
- 6       political subdivisions shall be deposited not later than the business day
- 7       following the receipt of funds on business days of the depository in one
- 8       (1) or more depositories in the name of the state or political subdivision
- 9       by the officer having control of the funds.
- 10       (b) Except as provided in subsection (d), all public funds collected
- 11       by state officers, other than the treasurer of state, shall be deposited
- 12       with the treasurer of state, or an approved depository selected by the
- 13       treasurer of state not later than the business day following the receipt
- 14       of the funds. The treasurer of state shall deposit daily on business days
- 15       of the depository all public funds deposited with the treasurer of state.

1 Deposits do not relieve any state officer from the duty of maintaining  
2 a cashbook under IC 5-13-5-1.

3 (c) Except as provided in subsection (d), all local officers, except  
4 township trustees, who collect public funds of their respective political  
5 subdivisions, shall deposit funds not later than the business day  
6 following the receipt of funds on business days of the depository in the  
7 depository or depositories selected by the several local boards of  
8 finance that have jurisdiction of the funds. The public funds collected  
9 by township trustees shall be deposited in the designated depository on  
10 or before the first and fifteenth day of each month. Public funds  
11 deposited under this subsection shall be deposited in the same form in  
12 which they were received.

13 (d) A city (other than a consolidated city) or a town shall deposit  
14 funds not later than the next business day following the receipt of the  
15 funds in depositories:

16 (1) selected by the city or town as provided in an ordinance  
17 adopted by the city or the town; and

18 (2) approved as depositories of state funds.

19 (e) All local investment officers shall reconcile at least monthly the  
20 balance of public funds, as disclosed by the records of the local officers,  
21 with the balance statements provided by the respective depositories.

22 (f) An office of:

23 (1) the department of natural resources; or

24 (2) the department of state revenue;

25 that is detached from the main office of the department is not required  
26 to deposit funds on the business day following receipt if the funds on  
27 hand do not exceed one hundred dollars (\$100). However, the office  
28 must deposit the funds on hand not later than the business day  
29 following the day that the funds exceed one hundred dollars (\$100).

30 **(g) A public school, including a charter school, is not required**  
31 **to deposit funds on the business day following receipt if the funds**  
32 **on hand do not exceed two hundred dollars (\$200). However, the**  
33 **public school, including a charter school, must deposit the funds on**  
34 **hand not later than the business day following the day that the**  
35 **funds exceed two hundred dollars (\$200).".**

36 Page 1, line 6, delete ":" and insert "**grade 7 or**".

37 Page 1, delete lines 7 through 8.

38 Page 1, line 9, delete "school year,".

1 Page 1, line 9, reset in roman "grade 8".

2 Page 1, line 9, delete "grade 7;".

3 Page 1, run in lines 6 through 10.

4 Page 3, between lines 30 and 31, begin a new paragraph and insert:

5 "SECTION 5. IC 20-19-5-1, AS ADDED BY P.L.234-2005,  
6 SECTION 79, IS AMENDED TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2006]: Sec. 1. The department of education, in  
8 cooperation with the department of child services, the department of  
9 correction, and the division of mental health and addiction, shall:

10 (1) develop and coordinate the children's social, emotional, and  
11 behavioral health plan that is to provide recommendations  
12 concerning:

13 (A) comprehensive mental health services;

14 (B) early intervention; and

15 (C) treatment services;

16 for individuals from birth through twenty-two (22) years of age;

17 (2) make recommendations to the state board ~~which shall adopt~~  
18 ~~rules under IC 4-22-2 for the state board's approval~~ concerning  
19 the children's social, emotional, and behavioral health plan; and

20 (3) conduct hearings on the implementation of the plan. ~~before~~  
21 ~~adopting rules under this chapter.~~

22 SECTION 6. IC 20-19-5-3, IS ADDED TO THE INDIANA CODE  
23 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE  
24 JULY 1, 2006]: **Sec. 3. (a) This chapter does not authorize or permit**  
25 **the:**

26 **(1) department of education;**

27 **(2) department of child services;**

28 **(3) department of correction; or**

29 **(4) division of mental health and addiction;**

30 **to require a child to participate in any social, emotional,**  
31 **behavioral, or mental health psychological or similar screening,**  
32 **evaluation, assessment, or examination described in this chapter**  
33 **without the prior written informed consent of the child's parent.**

34 **(b) Any psychological or similar screening administered under**  
35 **this chapter may not be used for diagnostic purposes.**

36 **(c) The department of education, department of child services,**  
37 **department of correction, or division of mental health and**  
38 **addiction (whichever is applicable) shall give parents and students**

1 **notice of their rights under this chapter."**

2 Page 4, line 42, delete "The following apply to a deregulated school  
3 corporation:" and insert **"(a) The following statutes as in effect on  
4 January 1, 2006, and any rules or guidelines adopted by the state  
5 board or the advisory board of the division of professional  
6 standards under these statutes and in effect on January 1, 2006, do  
7 not apply to a deregulated school corporation unless the  
8 deregulated school corporation elects to have one (1) or more of the  
9 statutes, rules, or guidelines apply to the deregulated school  
10 corporation:**

11 **(1) IC 20-20-1; IC 20-20-3 through IC 20-20-7; and IC 20-20-9  
12 through IC 20-20-32 (programs administered by the state).**

13 **(2) IC 20-28-11-1 through IC 20-28-11-2; and IC 20-28-11-4  
14 through IC 20-28-11-8 (staff performance evaluation).**

15 **(3) IC 20-30-4-1 through IC 20-30-4-2; and IC 20-30-4-4  
16 through IC 20-30-4-5 (student career plan).**

17 **(4) IC 20-30-5-7 through IC 20-30-9-14; and IC 20-30-12  
18 through IC 20-30-15 (curriculum).**

19 **(5) IC 20-31-4 (performance based accreditation).**

20 **(6) IC 20-33-6 (parental participation in a student's  
21 education).**

22 **(7) IC 20-34-1 (AIDS advisory council).**

23 **(8) IC 20-38 (educational compacts).**

24 **(b) If a statute, rule, or guideline described in subsection (a) is  
25 amended after January 1, 2006, the amendment to the statute, rule,  
26 or guideline applies to a deregulated school corporation unless the  
27 general assembly specifies that the amendment to the statute, rule,  
28 or guideline does not apply to a deregulated school corporation."**

29 Delete page 5.

30 Page 6, delete lines 1 through 15.

31 Page 7, delete lines 3 through 14.

32 Page 7, line 15, delete "Sec. 7." and insert **"Sec. 6."**

33 Page 7, line 25, delete "Sec. 8." and insert **"Sec. 7."**

34 Page 8, line 14, delete "501 (c)(3)" and insert **"501(c)(3)".**

35 Page 14, line 41, delete "paying" and insert "paving".

36 Page 15, line 6, delete "(a)".

37 Page 15, delete lines 13 through 32.

38 Page 16, line 6, delete "or" and insert **"and"**.

- 1       Page 16, line 7, after "a" insert "**registered nurse**".
- 2       Page 16, between lines 21 and 22, begin a new paragraph and insert:
- 3       "SECTION 21. [EFFECTIVE JULY 1, 2006] **Notwithstanding**
- 4       **IC 20-19-5, as amended by this act, the children's social, emotional,**
- 5       **and behavioral health plan created under IC 20-19-5 must be**
- 6       **submitted in an electronic format under IC 5-14-6 to the general**
- 7       **assembly through the legislative council not later than December**
- 8       **1, 2006. The plan must be submitted under this SECTION before**
- 9       **the plan is implemented. The plan may not be implemented until**
- 10       **the general assembly enacts legislation to implement the plan."**
- 11       Renumber all SECTIONS consecutively.
- (Reference is to SB 324 as printed January 27, 2006.)

**and when so amended that said bill do pass.**

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Representative Behning